

UNITED STATES OF AMERICA : **CRIMINAL NO.** _____

v. : **DATE FILED:** _____

JAMES BUTLER : **VIOLATIONS:**
18 U.S.C. § 1344 (bank fraud - 3 counts)
18 U.S.C. § 1028A (aggravated identity theft - 4 counts)

3. Defendant JAMES BUTLER pretended to be other people in order to cash stolen, counterfeit, and otherwise unauthorized checks at PNC Bank and to make an unauthorized withdrawal from PNC Bank.

4. On each occasion, defendant JAMES BUTLER presented to a teller a fraudulent check payable to a PNC Bank account holder or a withdrawal slip. Defendant BUTLER, pretending to be a PNC Bank account holder and check payee or the maker of the withdrawal slip, then asked the bank to process the transactions.

5. By cashing the checks in other people's names and making the unauthorized withdrawal in another person's name, defendant JAMES BUTLER stole and attempted to steal approximately \$49,761.65 from PNC Bank.

6. In this manner, defendant JAMES BUTLER cashed and attempted to cash each of the checks and processed the withdrawal listed below:

DATE	TRANSACTION TYPE	PURPORTED MAKER OF CHECK OR WITHDRAWAL SLIP	FALSE IDENTITY USED BY DEFENDANT	AMOUNT
1/28/2005	check no. 1478832	"Northwestern Human Services"	J.C.	\$4,172.33
1/28/2005	check no. 1478801	"Northwestern Human Services"	J.C.	\$4,172.33
1/28/2005	check no. 157	T.G.	J.C.	\$9,500
1/28/2005	withdrawal slip	J.C.	J.C.	\$5,000
1/28/2005	check no. 167	T.G.	J.C.	\$9,500
1/31/2005	check no. 1478886	"Northwestern Human Services"	J.C.	\$4,172.33
1/31/2005	check no. 1478832	"Northwestern Human Services"	J.C.	\$4,172.33

DATE	TRANSACTION TYPE	PURPORTED MAKER OF CHECK OR WITHDRAWAL SLIP	FALSE IDENTITY USED BY DEFENDANT	AMOUNT
1/31/2005	check no. 1478878	“Northwestern Human Services”	J.C.	\$4,172.33
2/11/2005	check no. 285	D.W.	A.D.	\$4,900

All in violation of Title 18, United States Code, Section 1344.

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

At all times material to this indictment:

1. Citizens Bank was a financial institution, the deposits of which were insured by the Federal Deposit Insurance Corporation, certificate no. 57282.
2. From on or about May 3, 2004, to on or about September 17, 2004, in the Eastern District of Pennsylvania and elsewhere, defendant

JAMES BUTLER

knowingly executed and attempted to execute a scheme to defraud Citizens Bank and to obtain monies owned by and under the care, custody, and control of that bank by means of false and fraudulent pretenses, representations, and promises.

THE SCHEME

3. Defendant JAMES BUTLER pretended to be other people in order to cash stolen, counterfeit, and otherwise unauthorized checks at Citizens Bank.
4. On each occasion, defendant JAMES BUTLER presented to the teller a fraudulent check payable to a Citizens Bank account holder and a fraudulent identification which identified him as the check payee and Citizens Bank account holder. Defendant BUTLER, pretending to be the Citizens Bank account holder and check payee, then asked the bank to cash the checks.
5. By cashing the checks in other people's names, defendant JAMES BUTLER stole and attempted to steal approximately \$27,533.55 from Citizens Bank.

6. In this manner, defendant JAMES BUTLER cashed and attempted to cash each of the checks listed below:

DATE	CHECK NO.	PURPORTED MAKER OF CHECK	FALSE IDENTITY USED BY DEFENDANT	STATE OF FRAUDULENT ID	AMOUNT
5/13/2004	9956	“Shaffer Builders, Inc.”	A.R.	PA	\$2,492.37
5/13/2004	188	M.W.	A.R.	PA	\$4,000
5/13/2004	9955	“Shaffer Builders, Inc.”	A.R.	PA	\$2,492.37
5/14/2004	183	M.W.	A.R.	PA	\$4,000
5/14/2004	190	M.W.	A.R.	PA	\$4,200
5/15/2004	0001295410	“GlaxoSmithKline”	A.R.	PA	\$2,169.26
5/15/2004	187	M.W.	A.R.	PA	\$1,500
5/16/2004	0001295398	“GlaxoSmithKline”	A.R.	PA	\$2,169.26
9/17/2004	2432	“Alice G. Gosfield, & Associates, P.C.”	R.S.	PA	\$4,510.29

All in violation of Title 18, United States Code, Section 1344.

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

At all times material to this indictment:

1. Sovereign Bank was a financial institution, the deposits of which were insured by the Federal Deposit Insurance Corporation, certificate no. 29950-2.
2. On or about March 15, 2004, in the Eastern District of Pennsylvania and elsewhere, defendant

JAMES BUTLER

knowingly attempted to execute a scheme to defraud Sovereign Bank and to obtain monies owned by and under the care, custody, and control of that bank by means of false and fraudulent pretenses, representations, and promises.

THE SCHEME

3. Defendant JAMES BUTLER pretended to be other people in order to cash stolen, counterfeit, and otherwise unauthorized checks at Sovereign Bank.
4. On each occasion, defendant JAMES BUTLER presented a fraudulent check payable to a Sovereign Bank account holder. Defendant BUTLER, pretending to be the Sovereign Bank account holder and the check payee, then asked the bank to cash the checks.
5. By cashing the checks in other people's names, defendant JAMES BUTLER stole and attempted to steal approximately \$3,311.12 from Sovereign Bank.

6. In this manner, defendant JAMES BUTLER cashed and attempted to cash each of the checks listed below:

DATE	CHECK NO.	PURPORTED MAKER OF CHECK	FALSE IDENTITY USED BY DEFENDANT	AMOUNT
3/13/2004	1658	“Professional Legal Training Center for Secretaries, Inc.”	E.W.	\$1,763.34
3/15/2004	1661	“Professional Legal Training Center for Secretaries, Inc.”	E.W.	\$1,547.78

All in violation of Title 18, United States Code, Section 1344.

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

On or about September 17, 2004, in the Eastern District of Pennsylvania, defendant

JAMES BUTLER

knowingly possessed and used, without lawful authority, a means of identification of another person, that is, the name R.S., during and in relation to bank fraud, in violation of Title 18, United States Code, Section 1344.

In violation of Title 18, United States Code, Section 1028A(a)(1), (c)(5).

COUNT FIVE

THE GRAND JURY FURTHER CHARGES THAT:

On or about January 28, 2005, in the Eastern District of Pennsylvania, defendant

JAMES BUTLER

knowingly possessed and used, without lawful authority, a means of identification of another person, that is, the name J.C., during and in relation to bank fraud, in violation of Title 18, United States Code, Section 1344.

In violation of Title 18, United States Code, Section 1028A(a)(1), (c)(5).

COUNT SIX

THE GRAND JURY FURTHER CHARGES THAT:

On or about January 31, 2005, in the Eastern District of Pennsylvania, defendant

JAMES BUTLER

knowingly possessed and used, without lawful authority, a means of identification of another person, that is, the name J.C., during and in relation to bank fraud, in violation of Title 18, United States Code, Section 1344.

In violation of Title 18, United States Code, Section 1028A(a)(1), (c)(5).

COUNT SEVEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 11, 2005, in the Eastern District of Pennsylvania, defendant

JAMES BUTLER

knowingly possessed and used, without lawful authority, a means of identification of another person, that is, the name A.D., during and in relation to bank fraud, in violation of Title 18, United States Code, Section 1344.

In violation of Title 18, United States Code, Section 1028A(a)(1), (c)(5).

A TRUE BILL:

GRAND JURY FOREPERSON

**PATRICK L. MEEHAN
UNITED STATES ATTORNEY**